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OFFICE OF PETITIONS

In re Patent No. 7,280,872 :
Mosesov et al. :
Issue Date: October 9, 2007 : LETTER REGARDING
Application No. 10/688,253 : PATENT TERM ADJUSTMENT
Filed: October 16, 2003 :
Atty Docket No. 22570-028001 :

This is in response to the LETTER REGARDING PATENT TERM ADJUSTMENT filed October 2, 2007, pursuant to patentee's duty of good faith and candor. Patentees disclose that the patent term adjustment indicated in the patent may be longer than appropriate.

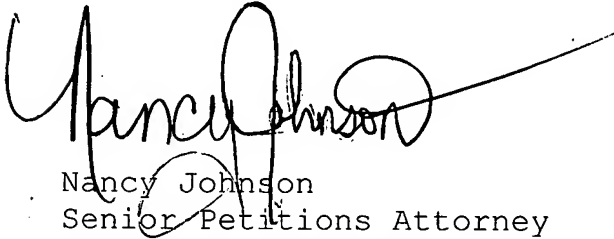
The request for correction of the patent term adjustment indicated in the patent is **DISMISSED**.

On October 9, 2007, the above-identified application matured into U.S. Patent No. 7,280,872, with a revised Patent Term Adjustment of 415 days. Prior to the issuance of the patent, on October 2, 2007, then applicants disclosed that the PTA appeared to be longer than appropriate. They did not state a basis for this conclusion.

Patentees' attempt at candor is appreciated. A review of the record (and issued patent) confirms that the patent issued with a correct revised patent term adjustment of 415 days. It is noted that the revised patent term adjustment included an additional reduction (at the time of issuance) of 42 days for the filing of drawings after the mailing of the notice. See 1.704(c)(10)). Patentees should advise the Office if there is another basis upon which they believe the PTA is longer than appropriate.

To the extent that this letter was submitted as an advisement to the Office of an error in Patentees' favor, the Office will not assess the \$200.00 fee under 37 CFR 1.18(e). The Office thanks patentees for their good faith and candor in bringing this to the attention of the Office.

Telephone inquiries specific to this matter should be directed to the undersigned at (571) 272-3219.

A handwritten signature in black ink, appearing to read "Nancy Johnson", with a long horizontal line extending from the end of the signature to the right.

Nancy Johnson
Senior Petitions Attorney
Office of Petitions